



U.S. ENVIRONMENTAL PROTECTION AGENCY, REGION 2

December 01, 2020

BY ELECTRONIC MAIL

Robert Law, Ph.D.
de maximis, inc.
186 Center Street, Suite 290
Clinton, New Jersey 08809

Re: Draft Final Upper 9-Mile Source Control Interim Remedy Feasibility Study (FS) – Administrative Settlement Agreement and Order on Consent for Remedial Investigation/Feasibility Study (Agreement) CERCLA Docket No. 02-2007-2009

Dear Dr. Law:

The U.S. Environmental Protection Agency (EPA) and New Jersey Department of Environmental Protection have reviewed *the Draft Final Interim Remedy (IR) Feasibility Study (FS) Report*, dated September 30, 2020 prepared by Integral Consulting Inc. on behalf of the Cooperating Parties Group (CPG) for the Lower Passaic River Study Area (LPRSA) Remedial Investigation (RI)/FS. In accordance with Section X, Paragraph 44(d) of the Agreement, EPA has enclosed an evaluation of CPG's draft final *FS Report* with this letter.

Please proceed with the last revision to the draft final *FS Report* within 30 calendar days consistent with the enclosed comment evaluations. If there are any questions or clarifications needed on EPA's enclosed comment evaluations, please contact me to discuss.

Sincerely,

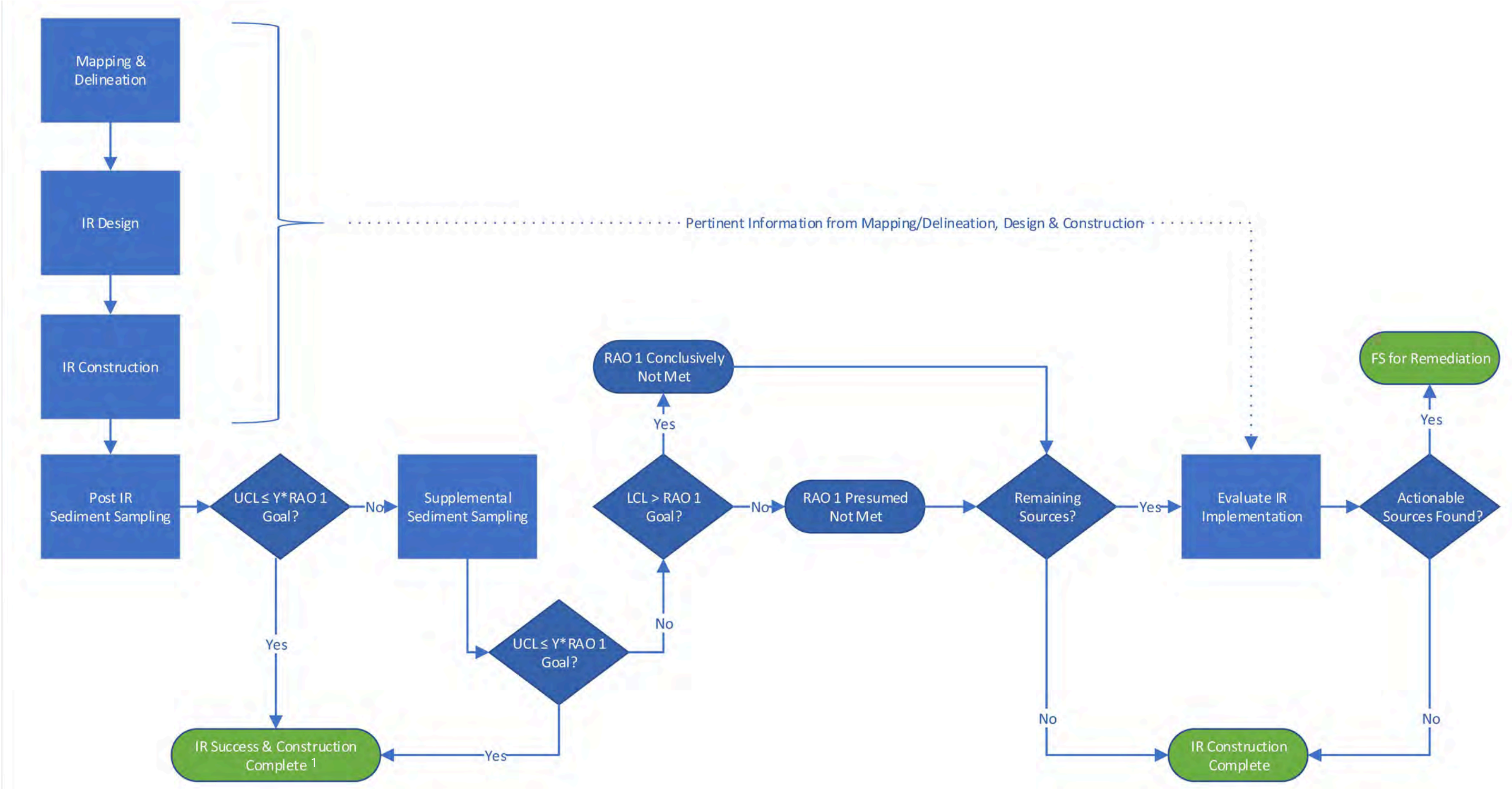
A handwritten signature in black ink, appearing to read "Diane Salkie".

Diane Salkie, Remedial Project Manager
Lower Passaic River Study Area RI/FS
Enclosure

Cc: Zizila, F. (EPA)
Sivak, M. (EPA)
Hyatt, B. (CPG)
Potter, W. (CPG)
Nickerson, J. (NJDEP)

EPA Comments – December 2020
Draft Final Upper 9-Mile Source Control Interim Remedy Feasibility Study dated September 30, 2020
Lower Passaic River Study Area Remedial Investigation/Feasibility Study

No.	Section	General or Specific	Page No.	Comment
1.	Appendix H	Specific	Figure 2	Please add the following footnote to Figure 2 of Appendix H as per the attachment: In scenarios where the 95% UCL is below Y*85 ppt and the 95% LCL is above 85 ppt, data from the post-IR sediment sampling will be evaluated for possible remaining sources, as per Section 2.5.



¹ In scenarios where the 95% UCL is below Y*85 ppt and the 95% LCL is above 85 ppt, data from the post-IR sediment sampling will be evaluated for possible remaining sources, as per Section 2.5.

Figure 2
Decision Tree for IR Completion Determination
Upper 9 Mile Source Control Interim Remedy Feasibility Study
Lower Passaic River Study Area